

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 30, 2001

DIVISION ONE

B142410 Ellenburg Fund Twenty
v.
Karno

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed May 15, 2000 by Ellenburg Fund Twenty) dismissed.

DIVISION TWO

B140467 DuPre (Not for Publication)
v.
Calendo, Puckett, Sheedy & DiCorrado et al.

Summary judgment is reversed and the matter remanded for the trial court to determine the other issues presented by respondents' motion for summary judgment. The trial court's order granting respondents' motion to strike is affirmed. Each side to bear its own costs on appeal.

Todd, J.

We concur: Boren, P.J.
 Cooper, J.

B145534 People (Not for Publication)
v.
Tanner

The judgment is affirmed.

Todd, J.

We concur: Nott, Acting P.J.
 Cooper, J.

DIVISION TWO (Continued)

B142479 People (Not for Publication)
v.
Forbes et al.

The judgment of conviction against Michael Forbes on counts 2 and 3 is reversed. In all other respects, the judgment of conviction against Michael Nikita Forbes is affirmed. The judgment sentencing Michael Nikita Forbes to a total determinate prison term of 19 years 2 months and a consecutive term of 25 years to life is reversed, and the matter against Michael Nikita Forbes is remanded for further proceedings consistent with opinion. The judgment against Tajuan Marquise Jamison is modified to reflect that Tajuan Marquise has 783 days of presentence credit, consisting of 523 days of actual custody credit and 260 days of conduct credit. As modified, the judgment against Tajuan Marquise Jamison is affirmed. The superior court is directed to prepare an amended abstract of the judgment against Tajuan Marquise Jamison reflecting this modification and reflecting that Tajuan Marquise Jamison's sentence on count 4 was enhanced by one year pursuant to Penal Code section 12022, subdivision (a)(1) and not pursuant to Penal Code section 12022.5, subdivision (a)(1) and to send a certified copy of the amended abstract judgment to the Department of Corrections. The superior court is also directed to amend the minutes of May 17, 2000 sentencing hearing against Tajuan Marquise Jamison to reflect that the sentence on 4 was enhanced by one year pursuant to Penal Code section 12022, subdivision (a)(1), not Penal Code section 12022.5, subdivision (a)(1).

Todd, J.

We concur: Boren, P.J.
 Nott, J.

DIVISION THREE

B142216 People (Not for Publication)
v.
Avalos et al.

The judgments are affirmed.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

B140923 Maria Moran (Not for Publication)
v.
Studio Colony Apartment et al.

The summary judgment is reversed and the cause is remanded for further proceedings consistent with the views expressed herein. All parties to bear their own costs on appeal.

Croskey, J.

I concur: Klein, P.J.
I dissent: Aldrich, J. (Opinion)

DIVISION FIVE

B146658 People (Not for Publication)
v.
Wilbur Cotton

The judgment is affirmed.

Turner, P.J.

We concur: Armstrong, J.
 Willhite, J. (Assigned)

DIVISION FIVE (Continued)

B141542 People (Not for Publication)
v.
Orsi Rivas

The judgment is affirmed. The clerk of the superior court is to correct the abstract of judgment to accurately reflect that defendant was sentenced to a term of six years as to count 2 and that the term be served concurrently with the term imposed in count 3.

Turner, P.J.

We concur: Grignon, J.
Willhite, J. (Assigned)

B132499 Koye Fernandez Enterprises, Inc. (Not for Publication)
v.
Mercury Air Group

The judgment is affirmed. Each party to bear their own costs.

Willhite, J. (Assigned)

We concur: Grignon, Acting P.J.
Armstrong, J.

B143160 RCJ Medical Services, Inc.
v.
Director of State Department of Health Services

Filed order denying petition for rehearing.

August 30, 2001-Continued

DIVISION FIVE (Continued)

[illegible]

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
Willhite, J. (Assigned)

DIVISION SIX

B142123 People (Not for Publication)
v.
Fisher

Case No. _____
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The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

[illegible]

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.